

REMARKS

Reconsideration and allowance are respectfully requested in view of the foregoing amendments and the following remarks.

Claims 1-27 are pending in the application. Claim 26 has been withdrawn. However, rejoinder of claim 26 is respectfully requested upon allowance of claim 17.

Applicants appreciate the courtesies extended by Examiner Blizzard and Examiner Yu to Applicants' representative during a personal interview conducted on October 21, 2009. The substance of the personal interview is discussed below.

With to the novelty-type rejections in the July 8, 2009 Office Action, Applicants' remarks from the October 7, 2009 Response were discussed during the interview. Reconsideration of such remarks and associated response are respectfully requested.

With respect to the formality-type rejections in the July 8, 2009 Office Action, Applicants provide the following comments.

With respect to the drawing objection to the "anti-asphyxia valve", Examiners Blizzard and Yu agreed that the anti-asphyxia valve 80 schematically shown in replacement Figure 11 was acceptable and the objection would be withdrawn.

With respect to the drawing objection to the "gas washout vent", Applicants respectfully note that the "gas washout vent" is shown in Figures 2 and 5 to 7, for example, as vent port 62, in-line vent 64, and orifices in the calibration cap 56. The specification has been amended for clarity purposes only to indicate "gas washout vent" as another term.

With respect to the rejection of the calibration cap under §112, first paragraph, Applicants respectfully note that such cap is described in paragraphs 25 and 26 and shown in Figure 2 for example. Moreover, such cap is indicated as being "currently available from ResMed Limited, Part No. 16934", therefore such cap is available and easily made and used by one skilled in the art. Withdrawal of the §112, first paragraph, rejection is respectfully requested.

In view of the above amendments and remarks, Applicants respectfully submit that all claims are patentable and that the entire application is in condition for allowance.


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Should the Examiner believe that anything further is desirable to place the application in better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____


Paul T. Bowen
Reg. No. 38,009

PTB:IGS/lmr
901 North Glebe Road, 11th Floor
Arlington, VA 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100